



08/476275

Patent
Attorney's Docket No. 012712-155

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING
CONTINUATION/DIVISIONAL APPLICATION UNDER 37 C.F.R. § 1.60

#3/A
10-30-95
C. Shome

Box PATENT APPLICATION

Honorable Assistant Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This is a request for filing a [] continuation [X] divisional application under 37 C.F.R. § 1.60 of pending Application No. 08/149,099 filed on November 3, 1993, for "Therapeutic Application of Chimeric and Radiolabeled Antibodies to Human B Lymphocyte Restricted Differentiation Antigen for Treatment of B-Cell Lymphoma", by the following named inventor(s):

- (a) Full Name Darrell R. Anderson
- (b) Full Name Nabil Hanna
- (c) Full Name John E. Leonard
- (d) Full Name Roland A. Newman
- (e) Full Name Mitchell E. Reff
- (f) Full Name William H. Rastetter

1. [X] Enclosed is a copy of the latest inventor-signed prior application, including copies of the specification, claims, drawings and the executed oath or declaration as originally filed, and I hereby verify that the attached papers are a true copy of the latest inventor-signed prior Application No. 08/149,099 as originally filed on November 3, 1993. Further, I declare that all statements made herein of my own knowledge are true; that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.
2. [X] 1 verified statement(s) claiming small entity status [] are enclosed [X] were filed in prior Application No. 08/149,099, filed on November 3, 1993.

(BDSM 1)
(1/95)

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3. ☒ The filing fee is calculated below; and
☒ in accordance with the enclosed preliminary amendment:

C L A I M S					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$ 730.00
Total Claims	9	MINUS 20 =	-0-	x \$22 =	-0-
Independent Claims	2	MINUS 3 =	-0-	x \$76 =	-0-
If multiple dependent claims are presented, add \$240.00					-0-
Total Application Fee					730.00
If small entity status is claimed, subtract 50% of Total Application Fee					365.00
Add Assignment Recording Fee of \$40.00 if Assignment document is enclosed					-0-
TOTAL APPLICATION FEE DUE					365.00

4. ☐ Charge \$_____ to Deposit Account No. 02-4800 for the fee due.
5. ☒ A check in the amount of \$ 365.00 is enclosed for the fee due.
6. The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in triplicate.
7. ☒ Cancel in this application original claims 6-9 and 12-18 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
8. ☒ Amend the specification by inserting before the first line the sentence: This application is a [] continuation, [X] divisional, of Application No. 08/149,099, filed November 3, 1993.
9. ☐ Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate of this paper is enclosed for filing in the prior application file. (May only be used if signed by person authorized under 37 C.F.R. § 1.138 and before payment of issue fee.)

10. ☒ New drawings are enclosed.
11. ☐ Priority of Application No. ___ filed on ___ in ___ (country) is claimed under 35 U.S.C. § 119.
- ☐ The certified copy of the priority application ☐ is enclosed ☐ was filed on ___ in prior Application No. ___, filed on ___ ☐ has not yet been filed.
12. ☒ The prior application is assigned of record to Merrill Lynch/Morgan Stanley Associates, L.P.
13. ☒ A preliminary amendment is enclosed.
14. ☐ Also enclosed ___.
15. ☒ The power of attorney in the prior application is to E. Joseph Gess, Reg. No. 28,510, Robin L. Teskin, Reg. No. 35,030 and others at Burns, Doane, Swecker & Mathis.
- a. ☒ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☐ Recognize as Associate Attorney ___.
- d. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

E. Joseph Gess
Burns, Doane, Swecker & Mathis
P.O. Box 1404
Alexandria, Virginia 22313-1404

June 7, 1995
Date

① By: E. Joseph Gess
E. Joseph Gess
Registration No. 28,510 *by Robin L. Teskin*
Reg # 35,030

Address of
signator:

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- ☐ inventor(s)
☐ assignee of complete interest
☒ attorney or agent of record
☐ filed under 37 C.F.R. § 1.34(a)